

MONDAY, MARCH 12, 2012

SIXTIETH LEGISLATIVE DAY

The House met at 5:00 p.m. and was called to order by Madam Speaker Harwell.

The proceedings were opened with prayer by Representative Dean.

Representative Dean led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present..... 96

Representatives present were Alexander, Armstrong, Bass, Brooks H, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 96

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under **Rule No. 20**:

Representative K. Brooks; business

Representative Brown; personal

Representative J. DeBerry; business

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Resolution No. 216 Rep(s). Dean, Floyd, J. Turner, Pruitt, Curtiss, Gilmore, Shaw, S. Jones, McCormick, Towns, Camper, L. DeBerry, L. Miller, Parkinson and Hardaway as prime sponsor(s).

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House Joint Resolution No. 614 Rep(s). Faison, Rich, Pody, Carr, Hall, Lollar, Womick, Evans, Wirgau, Dean, Maggart, McManus, Niceley, McCormick, C. Johnson, Coley, Marsh, Alexander, Sexton and Sargent as prime sponsor(s).

House Bill No. 2364 Rep(s). Hurley as prime sponsor(s).

House Bill No. 2548 Rep(s). Hardaway as prime sponsor(s).

House Bill No. 3048 Rep(s). C. Johnson, Niceley and Weaver as prime sponsor(s).

House Bill No. 3362 Rep(s). Shaw as prime sponsor(s).

House Bill No. 3446 Rep(s). Hardaway, Favors, Shaw and Sargent as prime sponsor(s).

**MESSAGE FROM THE SENATE
March 9, 2012**

MADAM SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 535, 715 and 731; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
March 9, 2012**

MADAM SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 626, 627, 628, 630, 631, 632, 633 and 634; adopted, for the House's action.

RUSSELL A. HUMPHREY, Chief Clerk

Senate Joint Resolution No. 626 -- Memorials, Recognition - Middle Tennessee State University's Land Development/Residential Building Construction Management Team. by *Ketron, *Tracy, *Stewart.

Senate Joint Resolution No. 627 -- Memorials, Sports - Randy Lambert. by *Overbey, *Tracy, *Ramsey, *Ketron.

Senate Joint Resolution No. 628 -- Memorials, Professional Achievement - Barbara Evans, Teacher of the Year, Fairview-Marguerite Elementary School. by *Southerland.

Senate Joint Resolution No. 630 -- Memorials, Recognition - Charlie Daniels. by *Tracy, *Beavers, *Barnes, *Bell, *Berke, *Burks, *Campfield, *Crowe, *Faulk, *Finney L, *Ford, *Gresham, *Harper, *Haynes, *Henry, *Herron, *Johnson, *Kelsey, *Ketron, *Kyle, *Marrero, *Massey, *McNally, *Norris, *Overbey, *Roberts, *Southerland, *Stewart, *Summerville, *Watson, *Yager, *Ramsey.

Senate Joint Resolution No. 631 -- Memorials, Professional Achievement - Glenda Bond, 2012 Fair Park Senior Center Women's History Month honoree. by *Burks.

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Senate Joint Resolution No. 632 -- Memorials, Sports - Lincoln County High School boys' basketball team, District 8-AAA regular season champion. by *Ketron, *Tracy, *Stewart.

Senate Joint Resolution No. 633 -- Memorials, Recognition - Dwayne Stanford, Trooper of the Year. by *Gresham.

Senate Joint Resolution No. 634 -- Memorials, Recognition - Dr. Jim Tedder. by *Tracy.

**MESSAGE FROM THE SENATE
March 9, 2012**

MADAM SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 2140, 2221, 2305, 2306, 2307, 2308, 2309, 2310, 2311, 2718, 2742, 2764, 2987, 3010, 3347, 3383, 3552, 3580, 3655, 3779, 3786, 3787 and 3788; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Bill No. 2140** -- Statutes and Codification - As introduced, provides that no statutory private right of action or duty of care is created unless statute contains express language creating the right or duty and prohibits implied rights of action or duties of care unless based on common law where no controlling statute exists. - Amends TCA Title 1, Chapter 3, Part 1. by *Kelsey. (HB2809 by *Dennis)

Senate Bill No. 2221 -- Medical Occupations - As introduced, revises various provisions governing emergency medical services; requires licensure instead of certification. - Amends TCA Title 68, Chapter 140, Part 3 and Title 68, Chapter 140, Part 4. by *Norris, *Crowe. (*HB2359 by *McCormick, *Campbell)

***Senate Bill No. 2305** -- Sunset Laws - As introduced, extends the committee for clinical perfusionists, June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 28, Part 1. by *Bell. (HB2523 by *Cobb, *Shipley, *Rich)

***Senate Bill No. 2306** -- Sunset Laws - As introduced, extends the board of dietitian/nutritionist examiners, June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 25, Part 1. by *Bell. (HB2519 by *Cobb, *Shipley, *Rich)

***Senate Bill No. 2307** -- Sunset Laws - As introduced, extends the board of examiners for nursing home administrators, June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 16, Part 1. by *Bell. (HB2521 by *Cobb, *Shipley, *Rich)

***Senate Bill No. 2308** -- Sunset Laws - As introduced, extends the board of pharmacy, June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 10, Part 3. by *Bell. (HB2522 by *Cobb, *Shipley, *Rich)

***Senate Bill No. 2309** -- Sunset Laws - As introduced, extends the emergency medical services board, June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 68, Chapter 140, Part 3. by *Bell. (HB2525 by *Cobb, *Shipley, *Rich)

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***Senate Bill No. 2310** -- Sunset Laws - As introduced, extends the council for hearing instrument specialists, June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 17, Part 2. by *Bell. (HB2524 by *Cobb, *Shipley, *Rich)

***Senate Bill No. 2311** -- Sunset Laws - As introduced, extends the Tennessee medical laboratory board, June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 68, Chapter 29, Part 1. by *Bell. (HB2526 by *Cobb, *Shipley, *Rich)

***Senate Bill No. 2718** -- Taxes, Gasoline, Petroleum Products - As introduced, creates a natural gas dealer's permit for persons or entities that dispense compressed natural gas to customers' vehicles through qualified natural gas dispensers; requires the permittee to remit the compressed natural gas tax imposed on the metered gas. - Amends TCA Title 67, Chapter 3, Part 11. by *Ketron. (HB3024 by *Johnson P)

Senate Bill No. 2742 -- Employees, Employers - As introduced, provides that only authorized persons have access to evidence or information resulting from administrative inspections. - Amends TCA Title 50. by *Johnson, *Norris. (*HB2212 by *McCormick, *Matlock)

Senate Bill No. 2764 -- Hospitals and Health Care Facilities - As introduced, clarifies that endoscopy technicians are sufficient assistants for a physician performing an endoscopic procedure in an ambulatory surgical treatment center. - Amends TCA Title 68, Chapter 57 and Title 68, Chapter 11. by *Overbey. (*HB2652 by *Evans)

Senate Bill No. 2987 -- Annexation - As introduced, changes time when department of revenue is notified of an annexation from prior to the annexation becoming effective to upon the annexation becoming effective. - Amends TCA Section 6-51-115. by *Burks. (*HB3061 by *Williams R)

Senate Bill No. 3010 -- Emergency Communications Districts - As introduced, authorizes the diversion of harassing non-initialized 911 phone calls to a designated entity. - Amends TCA Title 7, Chapter 86, Part 3. by *Massey. (*HB3172 by *Campbell)

Senate Bill No. 3347 -- Fiscal Review Committee - As introduced, extends period of time committee has to comment on proposed non-competitive contracts from 20 days to 40 days; removes obsolete language. - Amends TCA Title 3, Chapter 7; Title 3, Chapter 2; Title 4, Chapter 56; Title 36, Chapter 5 and Title 71, Chapter 5. by *Ketron. (*HB3417 by *Johnson C)

Senate Bill No. 3383 -- Sunset Laws - As introduced, extends the state TennCare pharmacy advisory committee, June 30, 2016. - Amends TCA Title 4, Chapter 29 and Title 71, Chapter 5, Part 24. by *Bell. (*HB3544 by *Cobb, *Rich)

Senate Bill No. 3552 -- Alcoholic Beverages - As introduced, creates a new farm wine permit; authorizes a farm producer to transport grapes or fruit grown on the farm to a licensed winery for the winery to manufacture, bottle and label the wine as being the product of the farm holding the farm wine permit; places certain requirements on the licensed winery. - Amends TCA Section 57-3-201 and Section 57-3-207. by *Faulk, *Ketron, *Yager, *Johnson, *Crowe, *Overbey, *Ramsey. (*HB2679 by *Casada, *Sanderson, *Weaver, *Niceley, *Maggart)

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***Senate Bill No. 3580** -- Fiscal Review Committee - As introduced, codifies position of committee's executive director who is hired subject to majority vote of committee; attaches committee to general assembly for administrative purposes. - Amends TCA Title 3, Chapter 7. by *Ketron. (HB3809 by *Sargent)

***Senate Bill No. 3655** -- Game and Fish Laws - As introduced, allows director to issue permanent sport combination hunting and fishing license without payment of a fee to disabled Tennessee residents under the age of 18. - Amends TCA Title 70, Chapter 2. by *Southerland, *Ramsey, *Ketron, *Overbey, *Yager. (HB3690 by *Hawk)

Senate Bill No. 3779 -- Greeneville - As introduced, subject to local approval, revises the charter to provide for a city administrator and for the appointment of a city judge. - Amends Chapter 563 of the Acts of 1903. by *Southerland. (*HB3850 by *Hawk)

Senate Bill No. 3786 -- Rutherford County - As introduced, subject to local approval, removes requirement that persons be issued wheel tax decals for display on license plates as evidence of having paid such tax. - Amends Chapter 329 of the Private Acts of 1970; as amended. by *Tracy, *Ketron. (*HB3855 by *Sparks, *Womick, *Carr)

Senate Bill No. 3787 -- Morristown - As introduced, subject to local approval, revises the selection procedure for vacancies and expired terms of commissioners of the Board of Electric Light and Waterworks. - Amends Chapter 392 of the Acts of 1901; as amended. by *Southerland. (*HB3860 by *Miller D)

Senate Bill No. 3788 -- Morristown - As introduced, subject to local approval, expands authority and supervision of the Board of Electric Light and Waterworks, with prior approval of city council, to include sewer in addition to telecommunications, natural gas, ISP and CATV services. - Amends Chapter 392 of the Acts of 1901; as amended. by *Southerland. (*HB3859 by *Miller D)

MESSAGE FROM THE SENATE

March 9, 2012

MADAM SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 615, 616, 617, 618, 619, 620, 621, 622, 623, 624 and 645; for the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

SIGNED

March 9, 2012

The Speaker announced that she had signed the following: Senate Joint Resolution(s) No(s). 615, 616, 617, 618, 619, 620, 621, 622, 623, 624 and 645.

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**REPORT OF CHIEF ENGROSSING CLERK
March 9, 2012**

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Joint Resolution(s) No(s). 535, 715 and 731; for his action.

BETTY KAY FRANCIS, Chief Engrossing Clerk

**MESSAGE FROM THE SENATE
March 12, 2012**

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 2754; substituted for Senate Bill(s) on same subject(s) and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

PERSONAL ORDERS

RECOGNITION IN THE WELL

Representative R. Williams and Coach Tory Acheson were recognized in the Well to introduce and congratulate the Tennessee Tech Golden Eagles softball team.

RESOLUTION READ

The Clerk read House Resolution No. 215, which congratulated the Tennessee Tech Golden Eagles softball team for achieving the highest combined team GPA among all 2011 NCAA Division I programs.

House Resolution No. 215 -- Memorials, Sports - Tennessee Tech's softball team. by *Williams R, *Keisling, *Weaver, *Sexton, *Curtiss, *Windle.

RECOGNITION IN THE WELL

Representative R. Williams and Coach Watson Brown were recognized in the Well to introduce and congratulate the Tennessee Tech Golden Eagles football coaches and players.

RESOLUTION READ

The Clerk read House Resolution No. 206, previously adopted on March 5, 2012, which congratulated the Tennessee Tech Golden Eagles' football coaches and players on their 2011 Ohio Valley Conference Championship.

House Resolution No. 206 -- Memorials, Sports - Tennessee Technology University football team. by *Williams R, *Sexton, *Curtiss, *Windle, *Keisling, *Weaver.

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RECOGNITION IN THE WELL

Representative Maggart was recognized in the Well to introduce Girl Scouts from across Middle and East Tennessee and Mary Elizabeth Colton, Ambassador Girl Scout from Nashville, for remarks.

RESOLUTION READ

The Clerk read House Resolution No. 212, which celebrated the 100th anniversary of the Girl Scouts organization.

House Resolution No. 212 -- Memorials, Recognition - Girl Scouts, 100th Anniversary. by *Maggart.

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolution(s) was/were introduced and placed on the Consent Calendar for March 15, 2012:

House Resolution No. 217 -- Memorials, Recognition - Stavoula Christopoulos, 2012 Prudential Spirit of Community Award. by *Haynes.

House Resolution No. 218 -- Memorials, Heroism - Shaun Meadows. by *Bass.

House Joint Resolution No. 758 -- Memorials, Recognition - Steve Bowers, Jackson's Man of the Year. by *Eldridge.

House Joint Resolution No. 759 -- Memorials, Recognition - Dr. Timothy M. Hill. by *Brooks K.

House Joint Resolution No. 760 -- Memorials, Heroism - Casey Crone. by *Johnson P.

House Joint Resolution No. 761 -- Memorials, Academic Achievement - Abigail Bellamy, Top 5, Cherokee High School. by *Harrison.

House Joint Resolution No. 762 -- Memorials, Academic Achievement - Hanna Hamilton, Top 5 Academic Achiever, Cherokee High School. by *Harrison.

House Joint Resolution No. 763 -- Memorials, Academic Achievement - Aislinn Bass, Top 5 Academic Achiever, Cherokee High School. by *Harrison.

House Joint Resolution No. 764 -- Memorials, Academic Achievement - Anna Smelser, Top 5 Academic Achiever, Cherokee High School. by *Harrison.

House Joint Resolution No. 765 -- Memorials, Academic Achievement - Hayden Ottinger, Top 5 Academic Achiever, Cherokee High School. by *Harrison.

**SENATE JOINT RESOLUTIONS
(Congratulatory and Memorializing)**

Pursuant to **Rule No. 17**, the resolution(s) listed was/were noted as being placed on the Consent Calendar for March 15, 2012:

Senate Joint Resolution No. 637 -- Memorials, Recognition - Reverend Jimmy D. Greer. by *Harper, *Haynes, *Barnes, *Burks, *Henry, *Stewart, *Herron, *Finney L, *Ford, *Marrero.

Senate Joint Resolution No. 638 -- Memorials, Death - Kristy Pruitt Arnold. by *Herron.

Senate Joint Resolution No. 639 -- Memorials, Death - Jessica Forsythe. by *Herron.

Senate Joint Resolution No. 640 -- Memorials, Sports - Jerry Reese. by *Herron.

Senate Joint Resolution No. 641 -- Memorials, Professional Achievement - Lieutenant Jamie Summers, LAMissTN Fireman of the Year. by *Herron.

Senate Joint Resolution No. 642 -- Memorials, Recognition - Greg Pierce. by *Herron.

Senate Joint Resolution No. 643 -- Memorials, Retirement - Jeffrie Bruton. by *Norris, *Kelsey, *Marrero.

SENATE BILLS TRANSMITTED

On motion, the Senate Bills listed below, transmitted to the House, were held on the Clerk's desk pending third consideration of the companion House Bill as noted:

***Senate Bill No. 2140** -- Statutes and Codification - As introduced, provides that no statutory private right of action or duty of care is created unless statute contains express language creating the right or duty and prohibits implied rights of action or duties of care unless based on common law where no controlling statute exists. - Amends TCA Title 1, Chapter 3, Part 1. by *Kelsey. (HB2809 by *Dennis)

Senate Bill No. 2221 -- Medical Occupations - As introduced, revises various provisions governing emergency medical services; requires licensure instead of certification. - Amends TCA Title 68, Chapter 140, Part 3 and Title 68, Chapter 140, Part 4. by *Norris, *Crowe. (*HB2359 by *McCormick, *Campbell)

***Senate Bill No. 2305** -- Sunset Laws - As introduced, extends the committee for clinical perfusionists, June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 28, Part 1. by *Bell. (HB2523 by *Cobb, *Shipley, *Rich)

***Senate Bill No. 2306** -- Sunset Laws - As introduced, extends the board of dietitian/nutritionist examiners, June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 25, Part 1. by *Bell. (HB2519 by *Cobb, *Shipley, *Rich)

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***Senate Bill No. 2307** -- Sunset Laws - As introduced, extends the board of examiners for nursing home administrators, June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 16, Part 1. by *Bell. (HB2521 by *Cobb, *Shipley, *Rich)

***Senate Bill No. 2308** -- Sunset Laws - As introduced, extends the board of pharmacy, June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 10, Part 3. by *Bell. (HB2522 by *Cobb, *Shipley, *Rich)

***Senate Bill No. 2309** -- Sunset Laws - As introduced, extends the emergency medical services board, June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 68, Chapter 140, Part 3. by *Bell. (HB2525 by *Cobb, *Shipley, *Rich)

***Senate Bill No. 2310** -- Sunset Laws - As introduced, extends the council for hearing instrument specialists, June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 17, Part 2. by *Bell. (HB2524 by *Cobb, *Shipley, *Rich)

***Senate Bill No. 2311** -- Sunset Laws - As introduced, extends the Tennessee medical laboratory board, June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 68, Chapter 29, Part 1. by *Bell. (HB2526 by *Cobb, *Shipley, *Rich)

***Senate Bill No. 2718** -- Taxes, Gasoline, Petroleum Products - As introduced, creates a natural gas dealer's permit for persons or entities that dispense compressed natural gas to customers' vehicles through qualified natural gas dispensers; requires the permittee to remit the compressed natural gas tax imposed on the metered gas. - Amends TCA Title 67, Chapter 3, Part 11. by *Ketron. (HB3024 by *Johnson P)

Senate Bill No. 2742 -- Employees, Employers - As introduced, provides that only authorized persons have access to evidence or information resulting from administrative inspections. - Amends TCA Title 50. by *Johnson, *Norris. (*HB2212 by *McCormick, *Matlock)

Senate Bill No. 2764 -- Hospitals and Health Care Facilities - As introduced, clarifies that endoscopy technicians are sufficient assistants for a physician performing an endoscopic procedure in an ambulatory surgical treatment center. - Amends TCA Title 68, Chapter 57 and Title 68, Chapter 11. by *Overbey. (*HB2652 by *Evans)

Senate Bill No. 2987 -- Annexation - As introduced, changes time when department of revenue is notified of an annexation from prior to the annexation becoming effective to upon the annexation becoming effective. - Amends TCA Section 6-51-115. by *Burks. (*HB3061 by *Williams R)

Senate Bill No. 3010 -- Emergency Communications Districts - As introduced, authorizes the diversion of harassing non-initialized 911 phone calls to a designated entity. - Amends TCA Title 7, Chapter 86, Part 3. by *Massey. (*HB3172 by *Campbell)

Senate Bill No. 3347 -- Fiscal Review Committee - As introduced, extends period of time committee has to comment on proposed non-competitive contracts from 20 days to 40 days; removes obsolete language. - Amends TCA Title 3, Chapter 7; Title 3, Chapter 2; Title 4, Chapter 56; Title 36, Chapter 5 and Title 71, Chapter 5. by *Ketron. (*HB3417 by *Johnson C)

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Senate Bill No. 3379 -- Sunset Laws - As introduced, extends the board of medical examiners, June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 6, Part 1. by *Bell. (*HB3546 by *Cobb, *Rich)

Senate Bill No. 3383 -- Sunset Laws - As introduced, extends the state TennCare pharmacy advisory committee, June 30, 2016. - Amends TCA Title 4, Chapter 29 and Title 71, Chapter 5, Part 24. by *Bell. (*HB3544 by *Cobb, *Rich)

Senate Bill No. 3552 -- Alcoholic Beverages - As introduced, creates a new farm wine permit; authorizes a farm producer to transport grapes or fruit grown on the farm to a licensed winery for the winery to manufacture, bottle and label the wine as being the product of the farm holding the farm wine permit; places certain requirements on the licensed winery. - Amends TCA Section 57-3-201 and Section 57-3-207. by *Faulk, *Ketron, *Yager, *Johnson, *Crowe, *Overbey, *Ramsey. (*HB2679 by *Casada, *Sanderson, *Weaver, *Niceley, *Maggart)

***Senate Bill No. 3580** -- Fiscal Review Committee - As introduced, codifies position of committee's executive director who is hired subject to majority vote of committee; attaches committee to general assembly for administrative purposes. - Amends TCA Title 3, Chapter 7. by *Ketron. (HB3809 by *Sargent)

***Senate Bill No. 3655** -- Game and Fish Laws - As introduced, allows director to issue permanent sport combination hunting and fishing license without payment of a fee to disabled Tennessee residents under the age of 18. - Amends TCA Title 70, Chapter 2. by *Southerland, *Ramsey, *Ketron, *Overbey, *Yager. (HB3690 by *Hawk)

Senate Bill No. 3786 -- Rutherford County - As introduced, subject to local approval, removes requirement that persons be issued wheel tax decals for display on license plates as evidence of having paid such tax. - Amends Chapter 329 of the Private Acts of 1970; as amended. by *Tracy, *Ketron. (*HB3855 by *Sparks, *Womick, *Carr)

Senate Bill No. 3787 -- Morristown - As introduced, subject to local approval, revises the selection procedure for vacancies and expired terms of commissioners of the Board of Electric Light and Waterworks. - Amends Chapter 392 of the Acts of 1901; as amended. by *Southerland. (*HB3860 by *Miller D)

Senate Bill No. 3788 -- Morristown - As introduced, subject to local approval, expands authority and supervision of the Board of Electric Light and Waterworks, with prior approval of city council, to include sewer in addition to telecommunications, natural gas, ISP and CATV services. - Amends Chapter 392 of the Acts of 1901; as amended. by *Southerland. (*HB3859 by *Miller D)

HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

House Bill No. 3864 – Overton County – House State and Local Government Committee

House Bill No. 3865 – Harriman – House State and Local Government Committee

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House Bill No. 3866 -- Lexington – House State and Local Government Committee

CONSENT CALENDAR

***House Bill No. 2754** -- Libraries - As introduced, clarifies existing law regarding term length and board membership of city and county library boards. - Amends TCA Title 10, Chapter 3. by *Dean, *Brown, *Favors, *McCormick, *Floyd.

House Bill No. 3362 -- Highway Signs - As introduced, designates segment of S.R. 18 as "National Bird Dog Highway.". by *Rich.

On motion, House Bill No. 3362 was made to conform with **Senate Bill No. 2841**; the Senate Bill was substituted for the House Bill.

***House Resolution No. 170** -- General Assembly, Directed Studies - Directs TACIR to conduct a study relative to homeowners associations. by *Moore.

***House Bill No. 2688** -- Highway Signs - As introduced, designates a certain segment of State Highway 28 in Sequatchie and Marion counties as "Veterans' Memorial Park Highway.". by *Harmon.

On motion, House Bill No. 2688 was made to conform with **Senate Bill No. 2576**; the Senate Bill was substituted for the House Bill.

***House Bill No. 3848** -- McMinn County - As introduced, subject to local approval, dissolves the Woods Memorial Hospital District Board of Trustees in McMinn County. - Repeals I Chapter 13 of the Private Acts of 1965. by *Forgety.

***House Bill No. 2292** -- Highway Signs - As introduced, names bridge on U.S. 127 in Cumberland County in honor of late Frederick A. Hassler, U.S. Army. by *Sexton.

***House Bill No. 2484** -- Highway Signs - As introduced, changes description of Veterans Memorial Mile in Knox County to segment of S.R. 62 from Solway Bridge to intersection with S.R. 162. - Amends Chapter 85 of the Public Acts of 2011. by *Haynes, *Johnson P.

On motion, House Bill No. 2484 was made to conform with **Senate Bill No. 2466**; the Senate Bill was substituted for the House Bill.

***House Bill No. 3850** -- Greeneville - As introduced, subject to local approval, revises the charter to provide for a city administrator and for the appointment of a city judge. - Amends Chapter 563 of the Acts of 1903. by *Hawk.

On motion, House Bill No. 3850 was made to conform with **Senate Bill No. 3779**; the Senate Bill was substituted for the House Bill.

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***House Bill No. 2859** -- Judicial Officers - As introduced, authorizes the general sessions judges of Williamson County to appoint judicial commissioners; clarifies that when the general sessions judges cannot agree on a judicial commissioner appointment, the chief legislative body shall appoint the judicial commissioner; however, the general sessions judges would still supervise that judicial commissioner. - Amends TCA Title 40, Chapter 1. by *Sargent.

House Resolution No. 212 -- Memorials, Recognition - Girl Scouts, 100th Anniversary. by *Maggart.

House Resolution No. 213 -- Memorials, Academic Achievement - Tiffany Bledsoe, Valedictorian, Richland High School. by *Bass.

House Resolution No. 214 -- Memorials, Academic Achievement - Victoria Rose Hunt, Salutatorian, Richland High School. by *Bass.

House Resolution No. 215 -- Memorials, Sports - Tennessee Tech's softball team. by *Williams R, *Keisling, *Weaver, *Sexton, *Curtiss, *Windle.

House Joint Resolution No. 745 -- Memorials, Recognition - Detective Christopher Golden, Bartlett Police Department 2011 Officer of the Year. by *Coley, *Lollar.

House Joint Resolution No. 747 -- Memorials, Retirement - John Sanford. by *Bass.

House Joint Resolution No. 748 -- Memorials, Professional Achievement - Ashley Harris, Teacher of the Year, Williamson County. by *Casada, *Sargent.

House Joint Resolution No. 752 -- Memorials, Death - Rev. Eugene "Gene" W. Whited. by *Harrison.

House Joint Resolution No. 754 -- Memorials, Academic Achievement - Chenran Liu, Siemens Foundation Award for Advanced Placement. by *Haynes.

House Joint Resolution No. 755 -- Memorials, Recognition - Jiffy Steam Company, SHARP Award. by *Sanderson.

House Joint Resolution No. 756 -- Memorials, Recognition - John "Johnny" Boyd Cothran, Cothran Farms, Century Farm. by *Butt.

House Joint Resolution No. 757 -- Memorials, Death - Pastor Steve Gray. by *Butt.

Senate Joint Resolution No. 626 -- Memorials, Recognition - Middle Tennessee State University's Land Development/Residential Building Construction Management Team. by *Ketron, *Tracy, *Stewart.

Senate Joint Resolution No. 627 -- Memorials, Sports - Randy Lambert. by *Overbey, *Tracy, *Ramsey, *Ketron.

Senate Joint Resolution No. 628 -- Memorials, Professional Achievement - Barbara Evans, Teacher of the Year, Fairview-Marguerite Elementary School. by *Southerland.

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Senate Joint Resolution No. 630 -- Memorials, Recognition - Charlie Daniels. by *Tracy, *Barnes, *Beavers, *Bell, *Berke, *Burks, *Campfield, *Crowe, *Faulk, *Finney L, *Ford, *Gresham, *Harper, *Haynes, *Henry, *Herron, *Johnson, *Kelsey, *Ketron, *Kyle, *Marrero, *Massey, *McNally, *Norris, *Overbey, *Roberts, *Southerland, *Stewart, *Summerville, *Watson, *Yager, *Ramsey.

Senate Joint Resolution No. 631 -- Memorials, Professional Achievement - Glenda Bond, 2012 Fair Park Senior Center Women's History Month honoree. by *Burks.

Senate Joint Resolution No. 632 -- Memorials, Sports - Lincoln County High School boys' basketball team, District 8-AAA regular season champion. by *Ketron, *Tracy, *Stewart.

Senate Joint Resolution No. 633 -- Memorials, Recognition - Dwayne Stanford, Trooper of the Year. by *Gresham.

Senate Joint Resolution No. 634 -- Memorials, Recognition - Dr. Jim Tedder. by *Tracy.

Pursuant to **Rule No. 50**, Rep. Dunn moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes	94
Noes	0

Representatives voting aye were: Alexander, Armstrong, Brooks H, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 94

A motion to reconsider was tabled.

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under **Rule No. 20**:

Representative Sparks

JOURNAL CORRECTION

Without objection, the Speaker requested that the Journal reflect that Rep. Gilmore voted “aye” on the Consent Calendar.

REGULAR CALENDAR

House Bill No. 2495 -- County Government - As introduced, prohibits conflicts of interest in contractual services in regard to county officers in same manner as interests in supplies, material or equipment are prohibited. - Amends TCA Section 5-21-121 and Section 54-7-203. by *Powers. (*SB2384 by *Faulk)

Further consideration of House Bill No. 2495 previously considered on March 5, 2012, at which time it was rest for today’s Regular Calendar.

On motion, House Bill No. 2495 was made to conform with **Senate Bill No. 2384**; the Senate Bill was substituted for the House Bill.

Rep. Powers moved that **Senate Bill No. 2384** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 94
Noes..... 1

Representatives voting aye were: Alexander, Armstrong, Bass, Brooks H, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Stewart, Swann, Tidwell, Tindell, Todd, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 94

Representatives voting no were: Towns -- 1

A motion to reconsider was tabled.

***House Joint Resolution No. 614** -- Memorials, Congress - Urges Congress to return to more original understanding of the Commerce Clause of the federal Constitution. by *Elam, *Eldridge, *Butt, *Weaver, *Halford, *Casada, *Holt, *Sparks, *Hensley, *Floyd, *Miller D, *Ragan.

Further consideration of House Joint Resolution No. 614 previously considered on March 5, 2012, at which time it was reset for today's Regular Calendar.

Rep. Elam moved adoption of House Joint Resolution No. 614.

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Rep. McManus moved adoption of Commerce Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Joint Resolution No. 614 by deleting the language "*Brown v Maryland*, 29 U.S. 419 (1827) and *ooley*" in the third WHEREAS clause and by substituting instead the language "*Brown v Maryland*, 25 U.S. 419 (1827) and *Cooley*".

On motion, Commerce Committee Amendment No. 1 was adopted.

Rep. Dean moved the previous question, which motion prevailed.

Rep. Elam moved adoption of House Joint Resolution No. 614, as amended, which motion prevailed by the following vote:

Ayes	68
Noes.....	24
Present and not voting.....	1

Representatives voting aye were: Alexander, Bass, Brooks H, Butt, Campbell, Carr, Casada, Cobb, Coley, Curtiss, Dean, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Floyd, Ford, Forgety, Gotto, Halford, Hall, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Keisling, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller D, Montgomery, Niceley, Pitts, Pody, Powers, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shipley, Swann, Tidwell, Todd, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 68

Representatives voting no were: Armstrong, Camper, Cooper, DeBerry L, Favors, Gilmore, Hardaway, Harmon, Jones, McDonald, Miller L, Moore, Naifeh, Odom, Parkinson, Pruitt, Richardson, Shepard, Sontany, Stewart, Tindell, Towns, Turner J, Turner M -- 24

Representatives present and not voting were: Kernell -- 1

A motion to reconsider was tabled.

***House Bill No. 2442** -- Bail, Bail Bonds - As introduced, requires a person seeking to own a bonding company have two years of experience writing bail as a full-time agent with a professional bonding company in good standing. - Amends TCA Title 40, Chapter 11, Part 3. by *Dean. (SB2720 by *Finney L)

Rep. Dean moved that **House Bill No. 2442** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes.....	0

Representatives voting aye were: Alexander, Armstrong, Bass, Brooks H, Butt, Campbell, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson

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P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 93

A motion to reconsider was tabled.

***House Bill No. 2441** -- Criminal Procedure - As introduced, eliminates the 72-hour time period restriction on determinations concerning good cause where the surrender is based on a conditional or final judgment of forfeiture issued by the court. - Amends TCA Section 40-11-137. by *Dean. (SB2619 by *Faulk)

Rep. Dean moved that **House Bill No. 2441** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 91
Noes..... 1

Representatives voting aye were: Alexander, Armstrong, Bass, Brooks H, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Hurley, Johnson C, Johnson P, Jones, Keisling, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Stewart, Swann, Tidwell, Tindell, Todd, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 91

Representatives voting no were: Towns -- 1

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from “not voting” to “aye” on **House Bill No. 2441** and have this statement entered in the Journal: Rep(s). Holt.

REGULAR CALENDAR, CONTINUED

***House Bill No. 2834** -- Criminal Offenses - As introduced, grants immunity for those who report certain injuries in good faith and specifies that the reporting requirement for those injuries is within two business days. - Amends TCA Title 38 and Title 39. by *Rich, *Curtiss, *Womick. (SB2679 by *Beavers, *Ketron)

Rep. Rich moved that House Bill No. 2834 be reset for the Regular Calendar on March 19, 2012, which motion prevailed.

House Bill No. 3048 -- Coon Dog Laws - As introduced, adds Morgan County to group of counties where the training season for coon dogs is at least six months, instead of having a training season from July 1 to the first day of the open season for hunting coons. - Amends TCA Title 70, Chapter 4, Part 1. by *Windle. (*SB2647 by *Yager, *Barnes)

On motion, House Bill No. 3048 was made to conform with **Senate Bill No. 2647**; the Senate Bill was substituted for the House Bill.

Rep. Windle moved that Senate Bill No. 2647 be passed on third and final consideration.

Rep. Carr moved the previous question, which motion prevailed.

Rep. Windle moved that **Senate Bill No. 2647** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	94
Noes.....	0

Representatives voting aye were: Alexander, Armstrong, Bass, Brooks H, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 94

A motion to reconsider was tabled.

JOURNAL CORRECTION

Without objection, the Speaker requested that the Journal reflect that Rep. Wirgau voted "aye" on **Senate Bill No. 2647**.

REGULAR CALENDAR, CONTINUED

***House Bill No. 3067** -- Election Laws - As introduced, allows city of Estill Springs to permit nonresident property owners to vote in municipal elections upon two-thirds approval of municipal legislative body. - Amends TCA Section 6-53-102. by *Alexander. (SB3374 by *Stewart)

Rep. Alexander moved that House Bill No. 3067 be passed on third and final consideration.

Rep. Lollar moved the previous question, which motion prevailed.

Rep. Alexander moved that **House Bill No. 3067** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	77
Noes.....	12
Present and not voting.....	2

Representatives voting aye were: Alexander, Armstrong, Bass, Brooks H, Butt, Carr, Casada, Cobb, Curtiss, Dean, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Keisling, Kernell, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller D, Montgomery, Naifeh, Niceley, Odom, Parkinson, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Swann, Tidwell, Tindell, Todd, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 77

Representatives voting no were: Haynes, Jones, Lollar, McDonald, Miller L, Moore, Pitts, Santany, Stewart, Towns, Turner J, Turner M -- 12

Representatives present and not voting were: Coley, Cooper -- 2

A motion to reconsider was tabled.

JOURNAL CORRECTION

Without objection, the Speaker requested that the Journal reflect that Rep. Montgomery voted "aye" on **House Bill No. 3067**.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from "not voting" to "no" on **House Bill No. 3067** and have this statement entered in the Journal: Rep(s). Richardson.

REGULAR CALENDAR, CONTINUED

***House Bill No. 3172** -- Emergency Communications Districts - As introduced, authorizes the diversion of harassing non-initialized 911 phone calls to a designated entity. - Amends TCA Title 7, Chapter 86, Part 3. by *Campbell. (SB3010 by *Massey)

Rep. Campbell moved that House Bill No. 3172 be reset for the Regular Calendar on March 15, 2012, which motion prevailed.

***House Bill No. 2359** -- Medical Occupations - As introduced, revises various provisions governing emergency medical services; requires licensure instead of certification. - Amends TCA Title 68, Chapter 140, Part 3 and Title 68, Chapter 140, Part 4. by *McCormick, *Campbell. (SB2221 by *Norris, *Crowe)

Rep. Campbell moved that House Bill No. 2359 be reset for the Regular Calendar on March 15, 2012, which motion prevailed.

***House Bill No. 2768** -- Herbal Products and Natural Foods - As introduced, prohibits harvesting wild ginseng outside of wild ginseng harvest season from any land not owned by such person, and removes present intent that such harvesting be for the purpose of sale or export. - Amends TCA Title 70, Chapter 8, Part 2. by *Keisling. (SB2645 by *Yager)

Rep. Keisling moved that House Bill No. 2768 be passed on third and final consideration.

Rep. Niceley moved adoption of Agriculture Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2768 by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 70-8-204, is amended by adding the following language as a new, appropriately designated subsection:

() It is unlawful for any person to knowingly dig, harvest, collect or remove wild ginseng from any land that such person does not own, on any date not within the wild ginseng harvest season established by § 70-8-203.

SECTION 2. This act shall take effect July 1, 2012, the public welfare requiring it.

On motion, Agriculture Committee Amendment No. 1 was adopted.

Rep. Keisling moved that **House Bill No. 2768**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

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Ayes 92
Noes..... 3

Representatives voting aye were: Alexander, Armstrong, Bass, Brooks H, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Curtiss, Dean, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Stewart, Swann, Tidwell, Tindell, Todd, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 92

Representatives voting no were: Cooper, Faison, Towns -- 3

A motion to reconsider was tabled.

House Bill No. 2627 -- Municipal Government - As introduced, increases from \$300,000 to \$500,000 the maximum amount of revenue and debt a municipality may have in order to qualify to contract with a certified municipal finance officer (CMFO) or a qualified individual who is exempt from CMFO certification for financial oversight instead of employing a CMFO. - Amends TCA Title 6, Chapter 56, Part 4. by *Wirgau. (*SB2490 by *Summerville)

On motion, House Bill No. 2627 was made to conform with **Senate Bill No. 2490**; the Senate Bill was substituted for the House Bill.

Rep. Wirgau moved that Senate Bill No. 2490 be passed on third and final consideration.

Rep. Lollar moved the previous question, which motion prevailed.

Rep. Wirgau moved that **Senate Bill No. 2490** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 94
Noes..... 0

Representatives voting aye were: Alexander, Armstrong, Bass, Brooks H, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 94

A motion to reconsider was tabled.

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***House Bill No. 2548** -- Education - As introduced, requires schools to notify parents, by way of student handbooks or policy guidebooks, of school-associated extracurricular activities and gives parents the opportunity to prohibit their child from participating. - Amends TCA Title 49, Chapter 6. by *Hill. (SB2488 by *Gresham)

Rep. Hill moved that House Bill No. 2548 be passed on third and final consideration.

Rep. Ford moved the previous question, which motion prevailed.

Rep. Hill moved that **House Bill No. 2548** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	74
Noes.....	14
Present and not voting.....	3

Representatives voting aye were: Alexander, Brooks H, Butt, Campbell, Casada, Cobb, Coley, Curtiss, Dean, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Floyd, Ford, Forgety, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Niceley, Pitts, Powers, Pruitt, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Swann, Tidwell, Todd, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 74

Representatives voting no were: Armstrong, Cooper, DeBerry L, Favors, Fitzhugh, Jones, Naifeh, Parkinson, Richardson, Sontany, Stewart, Tindell, Turner J, Turner M -- 14

Representatives present and not voting were: Bass, Camper, Towns -- 3

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from "present and not voting" to "no" on **House Bill No. 2548** and have this statement entered in the Journal: Rep(s). Camper.

REGULAR CALENDAR, CONTINUED

***House Bill No. 2364** -- Intellectual & Developmental Disabilities - As introduced, provides for a statewide admissions review committee in regard to developmental centers for persons with intellectual or development disabilities, instead of having a review board for each center; makes other various changes in regard to such center. - Amends TCA Title 33. by *McCormick, *Hill. (SB2226 by *Norris, *Yager, *Ketron)

On motion, House Bill No. 2364 was made to conform with **Senate Bill No. 2226**; the Senate Bill was substituted for the House Bill.

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Rep. Hill moved that Senate Bill No. 2226 be passed on third and final consideration.

Rep. Casada moved that Health and Human Resources Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Casada moved that Health and Human Resources Committee Amendment No. 2 be withdrawn, which motion prevailed.

Rep. Hill moved that **Senate Bill No. 2226** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	95
Noes.....	0

Representatives voting aye were: Alexander, Armstrong, Bass, Brooks H, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 95

A motion to reconsider was tabled.

House Bill No. 3446 -- TennCare - As introduced, enacts the "Annual Coverage Assessment Act of 2012." - Amends TCA Title 71, Chapter 5. by *Harrison, *Casada, *Armstrong, *Maggart, *Odom, *Shepard, *McDaniel, *Tidwell. (*SB2766 by *Overbey, *Yager, *Massey, *Ramsey, *Faulk, *Crowe, *Ketrn, *Harper, *Marrero)

On motion, House Bill No. 3446 was made to conform with **Senate Bill No. 2766**; the Senate Bill was substituted for the House Bill.

Rep. Harrison moved that Senate Bill No. 2766 be passed on third and final consideration.

Rep. M. Turner moved the previous question, which motion prevailed.

Rep. Harrison moved that **Senate Bill No. 2766** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	90
Noes.....	2
Present and not voting.....	1

Representatives voting aye were: Armstrong, Brooks H, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry L, Dennis, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hardaway, Harmon,

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Representatives voting no were: Bass, Windle -- 2

Representatives present and not voting were: Dunn -- 1

A motion to reconsider was tabled.

***House Bill No. 2618** -- Emergency Communications Districts - As introduced, designates unpublished telephone numbers as confidential when in the possession of the emergency communications board or its designated agent. - Amends TCA Section 10-7-504. by *Forgety. (SB2885 by *Haynes)

On motion, House Bill No. 2618 was made to conform with **Senate Bill No. 2885**; the Senate Bill was substituted for the House Bill.

Rep. Forgety moved that **Senate Bill No. 2885** be passed on third and final consideration.

Rep. Todd moved the previous question, which motion prevailed by the following vote:

Ayes	76
Noes.....	16

Representatives voting aye were: Alexander, Armstrong, Brooks H, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Dean, DeBerry L, Dennis, Elam, Eldridge, Evans, Faison, Favors, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Harmon, Harrison, Hawk, Haynes, Hensley, Holt, Hurley, Johnson C, Johnson P, Keisling, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller D, Montgomery, Naifeh, Niceley, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shepard, Shipley, Sontany, Swann, Tidwell, Tindell, Todd, Turner J, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 76

Representatives voting no were: Bass, Curtiss, Fitzhugh, Hardaway, Jones, Kernell, McDonald, Miller L, Moore, Parkinson, Pitts, Richardson, Shaw, Stewart, Towns, Turner M -- 16

Rep. Forgety moved that **Senate Bill No. 2885** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	92
Noes.....	1

Representatives voting aye were: Alexander, Armstrong, Brooks H, Butt, Campbell, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry L, Dennis, Dunn, Elam, Eldridge,

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Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 92

Representatives voting no were: Bass -- 1

A motion to reconsider was tabled.

***Senate Bill No. 2313** -- Sunset Laws - As introduced, extends board of nursing, 2014; revises membership of board. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 7. by *Bell. (HB2516 by *Cobb, *Shipley, *Rich)

Further consideration of Senate Bill No. 2313 previously considered on March 5, 2012, at which time the Senate Bill was substituted for the House Bill, the House withdrew Amendment(s) No(s). 1 and it was reset for today's Regular Calendar.

Rep. Shipley moved that Senate Bill No. 2313 be reset for the Regular Calendar on March 15, 2012, which motion prevailed.

Senate Bill No. 3379 -- Sunset Laws - As introduced, extends the board of medical examiners, June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 6, Part 1. by *Bell. (*HB3546 by *Cobb)

Further consideration of Senate Bill No. 3379 previously considered on March 5, 2012, at which time the Senate Bill was substituted for the House Bill, the House withdrew Amendment(s) No(s). 1 and 2 and it was reset for today's Regular Calendar.

Rep. Cobb moved that **Senate Bill No. 3379** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	84
Noes.....	9

Representatives voting aye were: Alexander, Armstrong, Bass, Brooks H, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Harrison, Hawk, Haynes, Hensley, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Naifeh, Niceley, Odom, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Swann, Tidwell, Tindell, Todd, Turner J, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 84

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Representatives voting no were: Hardaway, Harmon, Hill, Moore, Parkinson, Sontany, Stewart, Towns, Turner M -- 9

A motion to reconsider was tabled.

UNFINISHED BUSINESS

RULES SUSPENDED

Rep. Favors moved that the rules be suspended for the purpose of introducing House Resolution No. 216 out of order, which motion prevailed.

House Resolution No. 216 -- Memorials, Personal Occasion - Doris Jean Lloyd Strong, 70th birthday. by *Favors, *Dean, *Floyd, *Turner J, *Pruitt, *Curtiss, *Gilmore, *Shaw, *Jones S, *McCormick, *Towns, *Camper, *DeBerry L, *Miller L, *Parkinson, *Hardaway.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Favors, the resolution was adopted.

A motion to reconsider was tabled.

BILLS WITHDRAWN

On motion of Rep. Cobb, **House Joint Resolution No. 595** was recalled from the State and Local Government Committee and withdrawn from the House.

RULES SUSPENDED

Rep. McCormick moved that the rules be suspended in order to allow **House Joint Resolution No. 734** to be heard in the Health and Human Resources Committee this week.

Without objection, it was so ordered.

BILLS RE-REFERRED

Rep. McCormick moved that **House Bill No. 2791** be re-referred from the Finance, Ways and Means Committee to the Judiciary Committee, and that the same be heard in the Judiciary Subcommittee this week, which motion prevailed.

Rep. McCormick moved that **House Bill No. 2323** be re-referred from the Finance, Ways and Means Committee to the Government Operations Committee, and that the same be heard this week, which motion prevailed.

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BILLS WITHDRAWN

On motion of Rep. Hardaway, **House Bill No. 1490** was recalled from the Transportation Committee and withdrawn from the House.

On motion of Rep. Montgomery, **House Bill No. 2829** was recalled from the Judiciary Committee and withdrawn from the House.

On motion of Rep. Montgomery, **House Bill No. 1957** was recalled from the Finance, Ways and Means Committee and withdrawn from the House.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Joint Resolution No. 734 Rep(s). B. Cooper, Fitzhugh, Windle, Sontany, Gilmore, Moore, Pruitt, Towns, Forgety, Ramsey, Todd, Lollar, P. Johnson, Sargent, Eldridge, Sanderson, Hawk, H. Brooks, Armstrong, Tindell, Dean, Alexander, Pitts, McCormick, Stewart, Floyd, Carr, Womick and M. Turner as prime sponsor(s).

House Bill No. 469 Rep(s). Carr as first prime sponsor(s).

House Bill No. 878 Rep(s). Hawk as prime sponsor(s).

House Bill No. 1447 Rep(s). Haynes as first prime sponsor(s).

House Bill No. 2286 Rep(s). White, Ragan, K. Williams, Campbell, Roach and Harrison as prime sponsor(s).

House Bill No. 3621 Rep(s). Dean, Weaver, White, Eldridge, Ragan, Matheny, Womick and Dunn as prime sponsor(s).

MESSAGE FROM THE GOVERNOR

March 12, 2012

MADAM SPEAKER: I am directed by the Governor to return herewith: House Joint Resolution(s) No(s). 535, 715 and 731; with his approval.

HERBERT H. SLATTERY III, Counsel to the Governor

SIGNED

March 12, 2012

The Speaker announced that she had signed the following: House Bill(s) No(s). 2326, 2355, 2356, 2370, 2481, 2527, 2534, 2540, 2632 and 3080.

BETTY KAY FRANCIS, Chief Engrossing Clerk

MONDAY, MARCH 12, 2012 – SIXTIETH LEGISLATIVE DAY

**ENGROSSED BILLS
March 12, 2012**

MADAM SPEAKER: The following bill(s) have been examined, engrossed and are ready for transmission to the Senate: House Bill(s) No(s). 2754;

BETTY KAY FRANCIS, Chief Engrossing Clerk

**ENGROSSED BILLS
March 12, 2012**

MADAM SPEAKER: The following bill(s) have been examined, engrossed and are ready for transmission to the Senate: House Joint Resolution(s) No(s). 745, 747, 748, 752, 754, 755, 756 and 757.

BETTY KAY FRANCIS, Chief Engrossing Clerk

**ENGROSSED BILLS
March 12, 2012**

MADAM SPEAKER: The following bill(s) have been examined, engrossed and are ready for transmission to the Senate: House Bill(s) No(s). 2292, 2441, 2442, 2548, 2768, 2859, 3067 and 3848; also House Joint Resolution(s) No(s). 614;

BETTY KAY FRANCIS, Chief Engrossing Clerk

**ENROLLED BILLS
March 12, 2012**

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolution(s) No(s). 170, 212, 213, 214, 215 and 216; and find same correctly enrolled and ready for the signature of the Speaker.

BETTY KAY FRANCIS, Chief Engrossing Clerk

**SIGNED
March 12, 2012**

The Speaker announced that she had signed the following: House Resolution(s) No(s). 170, 212, 213, 214, 215 and 216.

BETTY KAY FRANCIS, Chief Engrossing Clerk

**MESSAGE FROM THE SENATE
March 12, 2012**

MADAM SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 23, 559, 561, 564, 716, 717, 718, 719, 720, 721, 722, 723, 725, 727, 730, 732, 733, 735 and 736; concurred in by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MONDAY, MARCH 12, 2012 – SIXTIETH LEGISLATIVE DAY

**MESSAGE FROM THE SENATE
March 12, 2012**

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 2489; substituted for Senate Bill(s) on same subject(s) and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
March 12, 2012**

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 2936; substituted for Senate Bill(s) on same subject(s) and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
March 12, 2012**

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 3008; substituted for Senate Bill(s) on same subject(s) and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
March 12, 2012**

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 3010; substituted for Senate Bill(s) on same subject(s) and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
March 12, 2012**

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 2491; substituted for Senate Bill(s) on same subject(s) and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
March 12, 2012**

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 2496; substituted for Senate Bill(s) on same subject(s) and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MONDAY, MARCH 12, 2012 – SIXTIETH LEGISLATIVE DAY

**MESSAGE FROM THE SENATE
March 12, 2012**

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 2764; substituted for Senate Bill(s) on same subject(s) and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
March 12, 2012**

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 2328; substituted for Senate Bill(s) on same subject(s) and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
March 12, 2012**

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 2850; substituted for Senate Bill(s) on same subject(s), amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

ROLL CALL

The roll call was taken with the following results:

Present..... 94

Representatives present were Alexander, Armstrong, Bass, Brooks H, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 94

RECESS MOTION

On motion of Rep. McCormick, the House stood in recess until 9:00 a.m., Thursday, March 15, 2012.